

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ANGEL ORTEGA ALMONTE, *individually  
and on behalf of others similarly situated*, et  
al.

Plaintiffs,

-against-

HURRICANE STRAUSS INC., *doing  
business as* Westville Chelsea, et al.

Defendants.

USDC SDNY  
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1:19-cv-6104 (MKV)

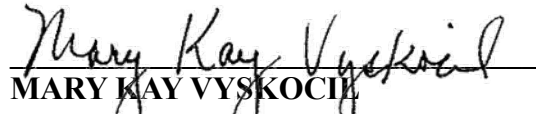
ORDER

MARY KAY VYSKOCIL, United States District Judge:

The parties in the above-captioned case reached a settlement agreement with the help of the SDNY mediator [ECF No. 69]. Because the Complaint asserts claims under the Fair Labor Standards Act (“FLSA”), 29 U.S.C. § 201 *et seq.*, and judicial approval is ordinarily required for settlement, the Court directed the parties to submit materials for the Court’s review pursuant to *Cheeks v. Freeport Pancake House, Inc.*, 796 F.3d 199, 206 (2d Cir. 2015) [ECF No. 72]. However, the parties instead elected to proceed by offer and acceptance of judgment pursuant to Rule 68 of the Federal Rules of Civil Procedure [ECF Nos. 78, 79]. The Court performed its “ministerial” role and entered the judgment [ECF No. 84]. *Mei Xing Yu v. Hasaki Rest., Inc.*, 944 F.3d 395, 400 (2d Cir. 2019). Accordingly, this case should be closed.

**SO ORDERED.**

**Date: July 13, 2022  
New York, NY**

  
MARY KAY VYSKOCIL  
United States District Judge